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Filed on 23/06/06
by Shri M.K. Sinha
Advocate
R/ to A.R.(J)
23/06/06

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S.B
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AMENDED PETITION

IN THE HIGH COURT OF JUDICATURE OF CHHATTISGARH AT BILASPUR

WRIT PETITION No.2924/2006

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA

PETITIONER :: Pradeep Kumar Jaiswal, S/o. Bharat Prasad Jaiswal, aged about 24 years, R/o. Parsada (Sill) Tahsil Pali, District Korba (C.G.) at present posted as Shiksha Karmi Grade-III at Primary School, Pachpedi, Gram Panchayat, Shivpur, Block Pali, Distt. Korba (C.G.)

VERSUS

RESPONDENTS : 1) State of Chhattisgarh through Secretary, School Education Department , DKS Bhavan, Raipur (C.G.)

: 2) Janpad Panchayat, Pali, Block Pali, District Korba (C.G.) through Chief Executive Officer

: 3) Block Education Officer, Pali, Block Pali, District Korba (C.G.)

: 4) Head Master, Government Primary School, Pachpedi , Shivpur, Block and Tahsil Pali, District Korba (C.G.)

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CLERK to A.G. BILASPUR
23/6/06

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE WRIT/WRITS, ORDER/ORDERS, DIRECTION/ DIRECTIONS ETC.

XI-HC-78

(65)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ....W.P.2924/ **सन् 2006**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

26-6-2006

Mr. M.K. Sinha, counsel for the petitioner.

Mr. Satish Gupta, Deputy Govt. Advocate for the State/respondents No.1, 3 & 4.

Heard both the counsel.

By the instant writ petition, the petitioner has questioned the order dated 1st February, 2006, whereby the petitioner's transfer to Pachpedi vide order dated 18-11-2005 has been cancelled and the petitioner among other 19 Grade-III Shiksha Karmis have been asked to continue at their original place.

The case of the petitioner is that he was appointed as Shiksha Karmi Grade-III under the orders of the Collector on 17-6-2005 in the pay scale of Rs.2700-50-3700/- in Primary School, Nawapara. Thereafter, vide order dated 18-11-2005, the petitioner has been transferred to Pachpedi/Shivpur and again vide order dated 1-2-2006 that order has been cancelled. The petitioner had joined in pursuance of the earlier order and now, he has been again transferred to Nawapara. There are 79 students in Panchpedi and after the petitioner joined there, standard of education has considerably improved and people of Pachpedi have represented that nobody wants to come to Pachpedi.

Learned counsel for the petitioner submits that it is a case of frequent transfers therefore, he may be allowed to make a representation to respondent No.1 and he be directed to decide the representation.

Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, the petitioner is allowed to make a representation to respondent No.1 within 10 days from today, in turn respondent No.1 is directed to decide the same within 30 days from the date

XI-HC-78

(66)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P.2924/ **सन् 2006**

आदेश पत्रक (पूर्वानुबद्ध)

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of receipt of the representation, in accordance with law. The petitioner should not be relieved till the decision of the representation, if already not relieved.

With the direction aforesaid, the petition stands disposed of.

In view of this order, M.(W.)P.No.2237/2006 and I.A.No.5831/2006 stand disposed of.

Parties are entitled for certified copy of this order.

Sd/-
L.C. Bhadoo
Judge

Soma